CLAIM FOR DAMAGE, INJURY, OR DEATH		INSTRUCTIONS: Please read carefully the Instructions on the reverse side and supply Information requested on both sides of this form. Use additional sheet(s) if necessary. See reverse side for additional instructions.			FORM APPROVED OMB NO. 1105-0008		
1. Submit to Appropriate Federal Agency:				2. Name, address of claimant, and claimant's personal representative if any. (See instructions on reverse). Number, Street, City, State and Zip code.			
See Attached				Patricla Arcoren, Rosebud, SD 57570, Claimant; Robin L. Zephler, PO Box 9460, Rapid City, SD 57709, 605-342-0097, Representative.			
3. TYPE OF EMPLOYMENT	4. DATE OF BIRTH	6. MARITAL STAT	US	6. DATE AND DAY OF ACCID	PENT	7. TIME (A.M. OR P.M.)	
MILITARY X CIVILIAN	terminal '	single		09/14/2020	•	2:10 p.m.	
BASIS OF CLAIM (State in detail the the cause thereof. Use additional pa	e known facts and circumst ges if necessary),	ances attending the d	umage,	injury, or death, identifying perso	ns and property involve	d, the place of occurrence and	
PLEASE SEE ATTAHCED							
9.		PROPE	RTY D	AMAGE			
NAME AND ADDRESS OF OWNER, I	FOTHER THAN CLAIMAN						
N/A		,	•				
IN/A BRIEFLY DESCRIBE THE PROPERTY, NATURE AND EXTENT OF THE DAMAGE AND THE LOCATION OF WHERE THE PROPERTY MAY BE INSPECTED. (See Instructions on reverse side).							
N/A							
10,		PERSONAL INJU					
STATE THE NATURE AND EXTENT OF THE INJURED PERSON OR DECE PLEASE SEE ATTACHED	EDENT,	OC OF BLATTS, WITH	on ron	WA THE BYOIS OF THE CLYIM	, if Olner Inan Co	IMMINE, STATE THE NAME	
1, WITHE		TNESSI	SES				
NAME			ADDRESS (Number, Street, City, State, and Zlp Code)				
PLEASE SEE AT	TACHED						
2. (See Instructions on reverse).		AMOUNT OF	CLAIM	(in dollars)		**************************************	
2q, PROPERTY DAMAGE	12b, PERSONAL INJURY		120, WI	RONGFUL DEATH	12d. TOTAL (Failure forfeiture of your		
100,000.00	10,000,000				10,100,000		
CERTIFY THAT THE AMOUNT OF CLAIM COVERS ONLY DAMAGES AND INJURIES CAUSED BY THE INCIDENT ABOVE AND AGREE TO ACCEPT SAID AMOUNT IN TULL SATISFACTION AND FINAL SETTLEMENT OF THIS CLAIM.							
3a, SIGNATURE OF CLAIMANT (See Instructions on reverse side),				135, PHONE NUMBER OF PE	RSON SIGNING FORM	14, DATE OF SIGNATURE	
Klow Tohar of Postertat ho (but As iston			ster	605-342-0097		5-19-62	
GIVIL PENALTY FOR PRESENTING FRAUDULENT CLAIM				CRIMINAL PENALTY FOR PRESENTING FRAUDULENT CLAIM OR MAKING FALSE STATEMENTS			
ne claimant is liable to the United States Government for a civil penalty of not less than 5,000 and not more than \$10,000, plus 3 times the amount of damages sustained the Government (See 31 U.S.C. 3720)				Fine, Imprisonment, or both. (See 16 U.S.C. 267, 1001.)			

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STANDARD FORM 95 (REV. 2/2007) PRESCRIBED BY DEPT. OF JUSTICE 28 OFR 14.2



Case 3:23-cv-03012-RAL Document 1-1 Filed 07/06/23 Page 2 of 16 PageID #: 12

INSURANCE COVERAGE					
In order that subrogation claims may be adjudicated, it is essential that the claimant provide the following information regarding the insurance coverage of the vehicle or property.					
15. Do you carry accident insurance? Yes If yes, give name and address of insurance company (Number, Street, City, State, and Zip Code) and policy number. X No					
16. Have you filed a claim with your insurance carrier in this instance, and if so, is it full coverage or deductible? Yes X No 17, if deductible, state amount.					
18. If a claim has been illed with your carrier, what action has your insurer taken or proposed to take with reference to your claim? (It is necessary that you ascertain these facts). N/A					
19. Do you carry public liability and property damage insurance? Yes If yes, give name and address of insurance carrier (Number, Street, City, State, and Zip Code).					
INSTR	UCTIONS				
Claims presented under the Federal Tort Claims Act should be submitted directly to the "appropriate Federal agency" whose employee(s) was involved in the incident. If the incident involves more than one claimant, each claimant should submit a separate claim form.					
Complete all items - insert the word NONE where applicable.					
A CLAIM SHALL BE DEEMED TO HAVE BEEN PRESENTED WHEN A FEDERAL AGENCY RECEIVES FROM A CLAIMANT, HIS DULY AUTHORIZED AGENT, OR LEGAL REPRESENTATIVE, AN EXECUTED STANDARD FORM 95 OR OTHER WRITTEN NOTIFICATION OF AN INCIDENT, ACCOMPANIED BY A CLAIM FOR MONEY	DAMAGES IN A <u>SUM CERTAIN</u> FOR INJURY TO OR LOSS OF PROPERTY, PERSONAL INJURY, OR DEATH ALLEGED TO HAVE OCCURRED BY REASON OF THE INCIDENT, THE CLAIM MUST BE PRESENTED TO THE APPROPRIATE FEDERAL AGENCY WITHIN TWO YEARS AFTER THE CLAIM ACCRUES,				
Failure to completely execute this form or to supply the requested material within two years from the date the claim accrued may render your claim invalid. A claim is deemed presented when it is received by the appropriate agency, not when it is malled.	The amount claimed should be substantiated by competent evidence as follows: (a) In support of the claim for personal injury or death, the claiment should submit a written report by the attending physician, showing the nature and extent of the injury, the nature and extent of treatment, the degree of permanent disability. If any, the prognosis,				
If instruction is needed in completing this form, the agency listed in item #f on the reverse side may be contacted. Complete regulations pertaining to claims asserted under the Federal Tort Claims Act can be found in Title 28, Code of Federal Regulations, Part 14. Many agencies have published supplementing regulations. If more than one agency is involved, please state each agency.	and the period of hospitalization, or incapacitation, attaching itemized bills for medical, hospital, or burist expenses actually incurred. (b) In support of claims for damage to property, which has been or can be accommically sepatred, the claiment should submit at least two itemized signed statements or estimates by reliable, disinterested concerns, or, if payment has been made, the itemized signed				
The claim may be filted by a duly authorized agent or other legal representative, provided evidence satisfactory to the Government is submitted with the claim establishing express authority to act for the claimant. A claim presented by an agent or legal representative must be presented in the name of the claimant. If the claim is algored by the agent or legal representative, it must show the title or legal capacity of the person signing and be accompanied by evidence of his/her authority to present a claim on behalf of the claimant as agent, executor, administrator, parent, guardian or other representative.	receipts evidencing payment. (c) In support of claims for damage to properly which is not economically repairable, or if the property is lost or destroyed, the claimant should submit statements as to the original cost of the property, both before and after the accident. Such statements should be by disinterested competent persons, preferably reputable dealers or officials familiar with the type of property damaged, or by two or more competitive bidders, and should be certified as being just and correct.				
if claimant intends to file for both personal injury and property damage, the amount for each must be shown in item number 12 of this form.	(d) Fallure to specify a sum certain will render your claim invalid and may result in forfeiture of your rights.				
PRIVACY A This Notice is provided in accordance with the Privacy Act, 5 U.S.C. 552a(e)(3), and concerns the information requested in the letter to which this Notice is attached. A. Authority: The requested information is solicited pursuant to one or more of the following: 5 U.S.C. 301, 28 U.S.C. 501 et seq., 28 U.S.C. 2671 et seq., 28 C.F.R. Part 14.	GTNOTICE B. Principal Purpose: The information requested is to be used in evaluating claims. C. Rouline Use: See the Notices of Systems of Records for the agency to whom you are submitting this form for this information. D. Effect of Fallure to Respond: Disclosure is voluntary. However, fellure to supply the requested information or to execute the form may render your claim "invalid."				
PAPERWORK REDL	POTION ACT NOTICE				

This notice is solely for the purpose of the Paperwork Reduction Act, 44 U.S.C. 3501. Public reporting burden for this collection of information is estimated to average 6 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Director, Torts Branch, Atlention: Paperwork Reduction Staff, Civil Division, U.S. Department of Justice, Washington, DC 20530 or to the Office of Management and Budget. Do not mail completed form(s) to these addresses.

United States Attorney General U.S. Department of Justice Attn: Attorney General 950 Pennsylvania Avenue, NW Washington, DC 20530-0001

Regional Director, Department of Interior Bureau of Indian Affairs Great Plains Regional Office 115 Fourth Avenue SE, Suite 400 Aberdeen, SD 57401

United States Department of the Interior Office of the Solicitor Division of General Law, Torts Practice Branch 505 Marquette Ave., N.W., Suite 1800 Albuquerque, MN 87102

Rosebud Sioux Tribe Law Enforcement Services PO Box 840 Rosebud, SD 57570

Department of the Interior 1849 C Street N.W. Washington, DC 20240

Bureau of Indian Affairs PO Box 228 Mission, SD 57555

8. Claimants Patricia Arcoren, Cecilia Fast Horse, and the Decedent Cecilia M. Willcuts are Native American and living within the boundaries of the Rosebud Sioux Tribe Indian Reservation. Decedent Cecilia M. Willcuts also lived within the boundaries of the Rosebud Sioux Tribe Indian Reservation at the time of said accident. All of the claimants, including the Decedent, were and are Rosebud Sioux Tribal members.

On or about September 14, 2020, Decedent Cecilia M. Willcuts and Claimant Patricia Arcoren were traveling west in a funeral caravan on Highway 18 near Mission South Dakota. Decedent Cecilia Willcuts was driving a 2019 Kia Soul and Patricia Arcoren was the front seat passenger. Cecilia Willcuts is Arcoren's aunt. While waiting for traffic to go, the tortfeasor and

Rosebud Sioux Tribe Law Enforcement's Confidential Informant, Diana Swift, who was the operator of the 2009 Silver Chevrolet Impala, was traveling eastbound on Highway 18 at a high rate of speed, while intoxicated, and slammed head-on into Decedent Willcuts' vehicle. The sudden, severe and traumatic head-on collision caused Claimaint Patricia Arcoren serious bodily injuries and caused fatal injuries to Decedent Cecilia M. Willcuts. Claimant Patricia Arcoren was transported to the Rosebud I.H.S. Hospital in Rosebud, South Dakota and then airlifted out to Sioux Falls, to receive urgent treatment for her severe injuries. Decedent, Cecilia Willcuts, died at the scene of the accident, after surviving for a brief moment due to her mortal, fatal injuries.

At the time prior to and on September 14, 2020, to the best of Claimants' reasonable and good faith belief, the tortfeasor driver, Diana Swift, was and/or is, a confidential informant for Rosebud Sioux Tribe Law Enforcement and/or Rosebud Sioux Tribe Public Safety and/or the U.S. Department of Justice and/or the U.S. FBI, and/or the Bureau of Indian Affairs.

10. Claimant Patricia Arcoren has suffered extreme fright, anxiety, pain, suffering, medical costs (past and future), emotional distress, disability, scarring, embarrassment, loss of enjoyment of life, disfigurement, mental anguish, depression, and humiliation and severe emotional distress as a bystander to Cecilia Willcut's injuries and death, as a result of the fatal motor vehicle accident caused by the Rosebud Law Enforcement's confidential informant, Diana Swift for her reckless actions causing permanent injuries to Claimant Patricia Arcoren. The Rosebud Law Enforcement Services' own negligence in its failure to adequately/reasonably supervise/train/hire/screen Diana Swift, individually and jointly and severally, contributed to Claimant Patricia Arcoren's injuries and damages. Patricia continues to suffer from her permanent injuries.

Claimant Cecilia Fast Horse lost her daughter Cecilia M. Willcuts, and she has suffered extreme past, present and future pain, anguish, fear, anxiety, horror, loss of comfort, loss of enjoyment of life, loss of companionship, loss of advice, loss of counsel, loss of support, grief, shock, worry, negligent infliction of emotional distress, pecuniary loss, wrongful death, survivorship damages, and depression as a result of the gross negligence of Rosebud Law Enforcement's confidential informant, Diana Swift. Decedent did not immediately die, but suffered temporary mortal pain and emotional distress. The Rosebud Law Enforcement Services' own negligence in its failure to adequately/reasonably supervise/train/hire/screen their own confidential informant Diana Swift, contributed to the death of Decedent Cecilia M. Willcuts.

11,

Claimant Patrica Arcoren

Claimant Cecilia Fast Horse

Please see the accident report, attached, for the names of all potential witnesses.

CLAIM FOR DAMAGE, INJURY, OR DEATH		The state of the s			FORM APPROVED OMB NO. 1105-0008		
1. Submit to Appropriate Federal Agency:				Name, address of claiment, and claiment's personal representative if any. (See instructions on reverse). Number, Street, City, State and Zip code,			
See Allached				Cecilia Fast Horse, Special Administrator of the Estate of Cecilia M. Willcuts, Mission, SD, Claimant; Robin L. Zephier, PO Box 9460, Rapid City, SD 57709, 605-342-0097, Representative.			
3. TYPE OF EMPLOYMENT	4. DATE OF BIRTH	5. MARITAL STAT	US	6, DATE AND DAY OF ACCIDE	NT :	7. TIME (A.M. OR P.M.)	
MILITARY X CIVILIAN		single		09/14/2020	;	2:10 p.m.	
the cause thereof, Use additional p	- ,,						
9,	<u> </u>	PROPE	ERTY DA	AMAGE			
NAME AND ADDRESS OF OWNER,	IF OTHER THAN CLAIMAN	T (Number, Street, C	ily, State	, and Zlp Code).	······································		
N/A BRIEFLY DESCRIBE THE PROPERTY (See Instructions on reverse side). N/A 10. STATE THE NATURE AND EXTENT OF THE INJURED PERSON OR DEC	OF EACH INJURY OR CAU	PERSONAL INJU	JRYIWR	ONGFUL DEATH			
11.		w	TNESS	2 8			
NAME		1			lu Plata and 7ta Oads	1	
PLEASE SEĘ AT	TACHED			ADDRESS (Number, Street, Cl	у, отато, пии др соц	<i>'</i> 1	
12. (See Instructions on reverse).		AMOUNTO	FCLAIN	I (In dollars)			
12a, PROPERTY DAMAGE	12b, PERSONAL INJURY	,	120, W	RONGFUL DEATH	12d, TOTAL (Fallure forfellure of you	to specify may cause r rights).	
100,000.00	500,000.00		10,00	00,000	10,600,000		
I CERTIFY THAT THE AMOUNT OF FULL SATISFACTION AND FINAL S			IES CAU	JSED BY THE INCIDENT ABOVE	AND AGREE TO AC	GEPT SAID AMOUNT IN	
139, SIGNATURE OF CLAIMANT (See Instructions on reverse side). Cochin Frast- This in L. Laphing as Rapley the of Claimant (State)			135, PHONE NUMBER OF PER 605-342-0097	SON SIGNING FORM	14. DATE OF SIGNATURE		
GIVIL PENALTY FOR PRESENTING FRAUDULENT CLAIM				ORIMINAL PENALTY FOR PRESENTING FRAUDULENT CLAIM OR MAKING FALSE STATEMENTS			
The claimant is liable to the United States Government for a civil penuity of not less than \$6,000 and not more than \$10,000, plus 3 times the amount of damages sustained by the Government. (See 31 U.S.C. 3729).				Fine, Imprisonment, or both. (See 18 U.S.C. 287, 1001.)			

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STANDARD FORM 95 (REV. 2/2007) PRESCRIBED BY DEPT, OF JUSTICE 28 CFR 14.2

Case 3:23-cv-03012-RAL Document 1-1 Filed 07/06/23 Page 7 of 16 PageID #: 17

	, " ^o o _k				
INSURANCE	GOVERAGE				
in order that subrogation claims may be adjudicated, it is essential that the claimant provide	the following information regarding the insurance coverage of the vehicle or property,				
15. Do you carry accident insurance? Yes If yes, give name and address of insurance company (Number, Street, City, State, and Zip Gode) and policy number. X No					
16. Have you filed a claim with your insurance carrier in this instance, and if so, is it full coverage or deductible? Yes 🔀 No 17. If deductible, state amount.					
18. If a claim has been filed with your carrier, what action has your insurer taken or proposed to take with reference to your claim? (It is necessary that you ascertain these facts). N/A					
19. Do you carry public liability and property damage insurance? Yes If yes, give name and address of insurance carrier (Number, Street, City, State, and Zip Code). 🛛 No					
Harat	CTIONS				
INSTRUCTIONS Claims presented under the Federal Tort Claims Act should be submitted directly to the "appropriate Federal agency" whose employee(s) was involved in the incident. If the incident involves more than one claimant, each claimant should submit a separate claim form.					
Complete all items - insert the	word NONE where applicable.				
A CLAIM SHALL BE DEEMED TO HAVE BEEN PRESENTED WHEN A FEDERAL AGENCY RECEIVES FROM A CLAIMANT, HIS DULY AUTHORIZED AGENT, OR LEGAL REPRESENTATIVE, AN EXECUTED STANDARD FORM 95 OR OTHER WRITTEN NOTIFICATION OF AN INCIDENT, ACCOMPANIED BY A CLAIM FOR MONEY	DAMAGES IN A <u>SUM CERTAIN</u> FOR INJURY TO OR LOSS OF PROPERTY, PERSONAL INJURY, OR DEATH ALLEGED TO HAVE OCCURRED BY REASON OF THE INCIDENT. THE CLAIM MUST BE PRESENTED TO THE APPROPRIATE FEDERAL AGENCY WITHIN TWO YEARS AFTER THE CLAIM ACCRUES,				
Failure to completely execute this form or to supply the requested material within two years from the date the claim accrued may render your claim invalid. A claim is deemed presented when it is received by the appropriate agency, not when it is mailed. If instruction is needed in completing this form, the agency listed in item #1 on the reverse	The amount claimed should be substantiated by competent evidence as follows: (a) In support of the claim for personal injury or death, the claimant should submit a written report by the attending physician, showing the nature and extent of the injury, the nature and extent of treatment, the degree of permanent disability, if any, the prognesis, and the period of hospitalization, or incapacitation, attaching itemized bills for medical, hospital, or burial expenses actually incurred.				
side may be contacted. Complete regulations pertaining to claims asserted under the Federal Tort Claims Act can be found in Tille 28, Code of Federal Regulations, Part 14, Many agencies have published supplementing regulations. If more than one agency is involved, please state each agency.	(b) In support of claims for demage to properly, which has been or can be economically repaired, the claimant should submit at least two itemized signed statements or estimates by reliable, distinierested concerns, or, if payment has been made, the itemized signed receipts evidencing payment.				
The claim may be filled by a duly authorized agent or other legal representative, provided evidence satisfactory to the Government is submitted with the claim establishing express authority to act for the claimant. A claim presented by an agent or legal representative must be presented in the name of the claimant. If the claim is signed by the agent or legal representative, it must show the fille or legal capacity of the person signing and be accompanied by evidence of his/her authority to present a claim on behalf of the claimant as agent, executor, administrator, parent, guardian or other representative.	(c) In support of claims for damage to properly which is not economically repairable, or if the properly is lost or destroyed, the claimant should submit statements as to the original cost of the property, the date of purchase, and the value of the property, both before and atter the accident. Such statements should be by disinterested competent persons, preferably reputable dealers or officials familiar with the type of property damaged, or by two or more competitive bidders, and should be certified as being just and correct.				
It claimant intends to file for both personal injury and properly demage, the amount for each must be shown in Item number 12 of this form.	(d) Failure to specify a sum certain will render your claim invalid and may result in forfeiture of your rights.				
PRIVACY / This Notice is provided in accordance with the Privacy Act, 5 U.S.C. 552a(e)(3), and concerns the information requested in the letter to which this Notice is attached. A. Authority: The requested information is solicited pursuant to one or more of the following: 5 U.S.C. 301, 28 U.S.C. 501 et seq., 28 U.S.C. 2671 et seq., 26 C.F.R. Part 14.	NOT NOTICE B. Principal Purpose: The information requested is to be used in evaluating claims. C. Routine Use: See the Notices of Systems of Records for the agency to whom you are submitting this form for this information. D. Effect of Failure to Respond: Disclosure is voluntary. However, failure to supply the requested information of to execute the form may render your claim "invalid."				
	UCTION ACT NOTICE				
This notice is <u>solely</u> for the purpose of the Paperwork Reduction Act, 44 U.S.C., 3501. Pub response, including the line for reviewing instructions, searching existing data sources, ga	the reporting burden for this collection of information is estimated to average 6 hours per				

form(s) to these addresses.

United States Attorney General U.S. Department of Justice Attn: Attorney General 950 Pennsylvania Avenue, NW Washington, DC 20530-0001

Regional Director, Department of Interior Bureau of Indian Affairs Great Plains Regional Office 115 Fourth Avenue SE, Suite 400 Aberdeen, SD 57401

United States Department of the Interior Office of the Solicitor Division of General Law, Torts Practice Branch 505 Marquette Ave., N.W., Suite 1800 Albuquerque, MN 87102

Rosebud Sioux Tribe Law Enforcement Services PO Box 840 Rosebud, SD 57570

Department of the Interior 1849 C Street N.W. Washington, DC 20240

Bureau of Indian Affairs PO Box 228 Mission, SD 57555

8. Claimants Patricia Arcoren, Cecilia Fast Horse, and the Decedent Cecilia M. Willcuts are Native American and living within the boundaries of the Rosebud Sioux Tribe Indian Reservation. Decedent Cecilia M. Willcuts also lived within the boundaries of the Rosebud Sioux Tribe Indian Reservation at the time of said accident. All of the claimants, including the Decedent, were and are Rosebud Sioux Tribal members.

On or about September 14, 2020, Decedent Cecilia M. Willcuts and Claimant Patricia Arcoren were traveling west in a funeral caravan on Highway 18 near Mission South Dakota. Decedent Cecilia Willcuts was driving a 2019 Kia Soul and Patricia Arcoren was the front seat passenger. Cecilia Willcuts is Arcoren's aunt. While waiting for traffic to go, the tortfeasor and

Rosebud Sioux Tribe Law Enforcement's Confidential Informant, Diana Swift, who was the operator of the 2009 Silver Chevrolet Impala, was traveling eastbound on Highway 18 at a high rate of speed, while intoxicated, and slammed head-on into Decedent Willcuts' vehicle. The sudden, severe and traumatic head-on collision caused Claimaint Patricia Arcoren serious bodily injuries and caused fatal injuries to Decedent Cecilia M. Willcuts. Claimant Patricia Arcoren was transported to the Rosebud I.H.S. Hospital in Rosebud, South Dakota and then airlifted out to Sioux Falls, to receive urgent treatment for her severe injuries. Decedent, Cecilia Willcuts, died at the scene of the accident, after surviving for a brief moment due to her mortal, fatal injuries.

At the time prior to and on September 14, 2020, to the best of Claimants' reasonable and good faith belief, the tortfeasor driver, Diana Swift, was and/or is, a confidential informant for Rosebud Sioux Tribe Law Enforcement and/or Rosebud Sioux Tribe Public Safety and/or the U.S. Department of Justice and/or the U.S. FBI, and/or the Bureau of Indian Affairs.

10. Claimant Patricia Arcoren has suffered extreme fright, anxiety, pain, suffering, medical costs (past and future), emotional distress, disability, scarring, embarrassment, loss of enjoyment of life, disfigurement, mental anguish, depression, and humiliation and severe emotional distress as a bystander to Cecilia Willcut's injuries and death, as a result of the fatal motor vehicle accident caused by the Rosebud Law Enforcement's confidential informant, Diana Swift for her reckless actions causing permanent injuries to Claimant Patricia Arcoren. The Rosebud Law Enforcement Services' own negligence in its failure to adequately/reasonably supervise/train/hire/screen Diana Swift, individually and jointly and severally, contributed to Claimant Patricia Arcoren's injuries and damages. Patricia continues to suffer from her permanent injuries.

Claimant Cecilia Fast Horse lost her daughter Cecilia M. Willcuts, and she has suffered extreme past, present and future pain, anguish, fear, anxiety, horror, loss of comfort, loss of enjoyment of life, loss of companionship, loss of advice, loss of counsel, loss of support, grief, shock, worry, negligent infliction of emotional distress, pecuniary loss, wrongful death, survivorship damages, and depression as a result of the gross negligence of Rosebud Law Enforcement's confidential informant, Diana Swift. Decedent did not immediately die, but suffered temporary mortal pain and emotional distress. The Rosebud Law Enforcement Services' own negligence in its failure to adequately/reasonably supervise/train/hire/screen their own confidential informant Diana Swift, contributed to the death of Decedent Cecilia M. Willeuts.

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Claimant Patrica Arcoren

Claimant Cecilia Fast Horse

Please see the accident report, attached, for the names of all potential witnesses.

*Robin L. Zephier rzephier@azlaw.pro

*Also licensed in Colorado PO BOX 9460 Rapid City SD 57709-9460 (2020 West Omaha St.) TEL:(605)342-0097

August 19, 2022

FAX: (605) 342-5170

Jon J. LaFleur jlafleur@azlaw.pro

United States Attorney General U.S. Department of Justice Attn: Attorney General 950 Pennsylvania Avenue, NW Washington, DC 20530-0001

Re: Federal Tort Claim of Patricia Arcoren and Cecilia Fast Horse as Special Administrator/Special Administrator of the Estate of Cecilia Willcuts, Deceased

To Whom it May Concern:

Enclosed, please find two (2) Federal Tort Claim's with attachments regarding the above-referenced matter.

Please provide written proof of your receipt of mailing. Thank you for filing this, and responding in a timely fashion.

Sincerely;

Robin L. Zephier

Attorney for Patricia Arcoren and Cecilia Fast Horse and the Estate of Cecilia Willouts, Deceased

*Robin L. Zephier rzephier@azlaw.pro PO BOX 9460 Rapid City SD 57709-9460 (2020 West Omaha St.) TEL:(605)342-0097 FAX: (605) 342-5170 Jon J. LaFleur jlafleur@azlaw.pro

*Also licensed in Colorado

August 19, 2022

Regional Director, Department of Interior Bureau of Indian Affairs Great Plains Regional Office 115 Fourth Avenue SE, Suite 400 Aberdeen, SD 57401

Re:

Federal Tort Claim of Patricia Arcoren and Cecilia Fast Horse as Special Administrator/Special Administrator of the Estate of Cecilia Willcuts, Deceased

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Sincerely,

Robin/L. Zephier

Attorney for Patricia Arcoren and Cecilia Fast Horse and the Estate of

·Cecilia-Willouts, Deceased

*Robin L. Zephier rzephier@azlaw.pro

*Also licensed in Colorado PO BOX 9460 Rapid City SD 57709-9460 (2020 West Omaha St.) TBL:(605)342-0097 FAX: (605) 342-5170 Jon J. LaFleur jlafleur@azlaw.pro

August 19, 2022

United States Department of the Interior Office of the Solicitor Division of General Law, Torts Practice Branch 505 Marquette Ave., N.W., Suite 1800 Albuquerque, MN 87102

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Sincerely,

Robin E. Zephier

Attorney for Patricia Arcoren and Cecilia Fast Horse and the Estate of Cecilia Willcuts, Deceased

*Robin L. Zephier rzephier@azlaw.pro

*Also licensed in Colorado PO BOX 9460
Rapid City SD 57709-9460 :
(2020 West Omaha St.)
TBL:(605)342-0097
FAX: (605) 342-5170

Jon J. LaFleur jlafleur@azlaw.pro

August 19, 2022

Rosebud Sloux Tribe Law Enforcement Services PO Box 840 Rosebud, SD 57570

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Robin L. Zephier

Attorney for Patricia Arcoren and Cecilia Fast Horse and the Estate of Cecilia Willcuts, Deceased

*Robin L. Zephier rzephier@azlaw.pro

PO BOX 9460 Rapid City SD 57709-9460 (2020 West Omaha St.) TEL:(605)342-0097 FAX: (605) 342-5170 Jon J. LaFleur jlafleur@azlaw.pro

*Also licensed in Colorado

August 19, 2022

Bureau of Indian Affairs PO Box 228 Mission, SD 57555

Re: Federal Tort Claim of Patricia Arcoren and Cecilia Fast Horse as Special

Administrator/Special Administrator of the Estate of Cecilia Willcuts, Deceased

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PO BOX 9460 Rapid City SD 57709-9460 (2020 West Omaha St.) TEL:(605)342-0097 FAX: (605) 342-5170 Jon J. LaFleur jlafleur@azlaw.pro

*Also licensed in Colorado

August 19, 2022

Department of the Interior 1849 C Street N.W. Washington, DC 20240

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Rőbjh L. Zephier

Attorney for Patricia Arcoren and Cecilia Fast Horse and the Estate of Cecilia Willcuts, Deceased